



*DR*  
**PATENT**  
Attorney Docket No. CBO-002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Zimmermann *et al.* CONFIRMATION NO.: 4862  
SERIAL NO.: 10/722,113 GROUP NO.: 3752  
FILING DATE: November 25, 2003 EXAMINER: Not yet assigned  
TITLE: APPARATUS FOR DISPENSING LIQUIDS

**CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence, and any document(s) referred to as enclosed herein, is/are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 9<sup>th</sup> day of August, 2005.

*Kelly Giannataro*  
Kelly Giannataro

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith are:

1. Transmittal Form (1 page);
2. Supplemental Information Disclosure Statement (2 pages);
3. Form PTO - 1449 (1 page);
4. Copy of Cited References (B6 and C1); and
5. Return Receipt Postcard



# TRANSMITTAL FORM

Application Serial Number	10/722,113
Filing Date	November 25, 2003
First Named Inventor	Zimmermann
Group Art Unit	3752
Examiner Name	Not yet assigned
Attorney Docket No.	CBO-002
Patent No.	Not applicable
Issue Date	Not applicable

## ENCLOSURES (check all that apply)

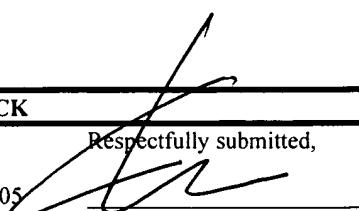
<input type="checkbox"/> Fee Transmittal Form <ul style="list-style-type: none"> <li><input type="checkbox"/> Check Attached</li> <li><input type="checkbox"/> Copy of Fee Transmittal Form</li> </ul>	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application <ul style="list-style-type: none"> <li><input type="checkbox"/> Formal Drawing(s)</li> </ul>	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences <ul style="list-style-type: none"> <li><input type="checkbox"/> Appeal Brief (in triplicate)</li> </ul>
<input type="checkbox"/> Amendment/Response <ul style="list-style-type: none"> <li><input type="checkbox"/> Preliminary</li> <li><input type="checkbox"/> After Final</li> <li><input type="checkbox"/> Affidavits/declaration(s)</li> <li><input type="checkbox"/> Letter to Official Draftsperson</li> <li>including Drawings</li> <li>[Total Sheets _____]</li> </ul>	<input type="checkbox"/> Request For Continued Examination (RCE) Transmittal <ul style="list-style-type: none"> <li><input type="checkbox"/> Power of Attorney (Revocation of Prior Powers)</li> </ul>	<input type="checkbox"/> Status Inquiry <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Return Receipt Postcard</li> <li><input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8</li> <li><input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8</li> <li><input type="checkbox"/> Additional Enclosure(s) (please identify below)</li> </ul>
<input type="checkbox"/> Petition for Extension of Time	<input type="checkbox"/> Declaration and Power of Attorney for Utility or Design Patent Application	
<input checked="" type="checkbox"/> Supplemental Information Disclosure Statement <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Form PTO-1449</li> <li><input checked="" type="checkbox"/> Copies of IDS Citations (B6 and C1)</li> </ul>	<input type="checkbox"/> Small Entity Statement <ul style="list-style-type: none"> <li><input type="checkbox"/> CD(s) for large table or computer program</li> </ul>	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Amendment After Allowance	
<input type="checkbox"/> Sequence Listing submission <ul style="list-style-type: none"> <li><input type="checkbox"/> Paper Copy/CD</li> <li><input type="checkbox"/> Computer Readable Copy</li> <li><input type="checkbox"/> Statement verifying identity of above</li> </ul>	<input type="checkbox"/> Request for Certificate of Correction <ul style="list-style-type: none"> <li><input type="checkbox"/> Certificate of Correction (in duplicate)</li> </ul>	

## CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator  
 Kirkpatrick & Lockhart Nicholson  
 Graham LLP  
 75 State Street  
 Boston, MA 02109-1808  
 Tel. No.: (617) 261-3100  
 Fax No.: (617) 261-3175

## SIGNATURE BLOCK

Date: August 9, 2005  
 Reg. No. 39,061  
 Tel. No.: (617) 261-3150  
 Fax No.: (617) 261-3175

Respectfully submitted,  
  
 Christine C. Vito  
 Attorney for Applicant(s)  
 Kirkpatrick & Lockhart Nicholson  
 Graham LLP  
 75 State Street  
 Boston, MA 02109-1808



PATENT  
Attorney Docket No. CBO-002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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SERIAL NO.: 10/722,113 GROUP NO.: 3752  
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Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. In accordance with 37 C.F.R. 1.98(a)(2), only copies of the foreign patent documents and non-patent publications are enclosed.

In addition, Applicants wish to inform the Examiner about the European Search Report for European Patent Application Serial No. EP 03 02 7083.9, dated July 25, 2005 (Reference C1), which issued in the corresponding European patent application of the above-identified patent application.

**REMARKS**

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed (CHECK ONE):

(1) within three (3) months of the **filings date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or

- (2) after the period defined in (1) but before the mailing date of a **final action or a notice of allowance** under 37 C.F.R. 1.311, and
  - the requisite Statement is below, **OR**
  - the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein, or
- (3) after the mailing date of a **final action or notice of allowance** but before the payment of the **issue fee**, **AND**
  - the requisite Statement is below, **AND**
  - the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included herein.

It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

#### STATEMENT

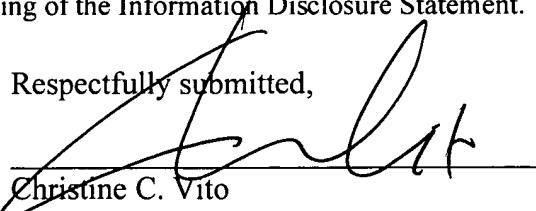
As required under 37 C.F.R. 1.97(e), Applicant(s), through the undersigned, hereby state either that [check the appropriate space only if either (2) or (3) is checked on the previous page and the Statement is required]:

- 1. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application **not more than three months** prior to the filing of the Information Disclosure Statement; or
- 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to **any individual** designated in 37 C.F.R. 1.56(c) **more than three months** prior to the filing of the Information Disclosure Statement.

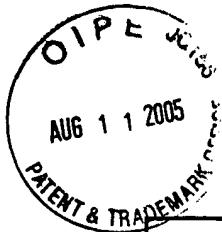
Date: August 9, 2005  
Reg. No. 39,061

Tel. No.: (617) 261-3150  
Fax No.: (617) 261-3175

Respectfully submitted,

  
Christine C. Vito

Attorney for Applicants  
Kirkpatrick & Lockhart Nicholson Graham, LLP  
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Boston, Massachusetts 02109-1808



SHEET 1 OF 1

FORM PTO - 1449

SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT

ATTORNEY DOCKET NO.: CBO-002

APPLICANT(S): Zimmermann *et al.*

SERIAL NO.: 10/722,113

FILING DATE: 11/25/03

GROUP: 3752

U.S. PATENT DOCUMENTS

EXAM. INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	A12	5,741,554	04/21/1998	Tisone	427	424	07/26/1996
	A13	2002/0124627	09/12/2002	Luchinger	73	1.74	01/10/2002
	A14	6,615,638	09/09/2003	Lochner <i>et al.</i>	73	1.74	03/31/2000

FOREIGN PATENT DOCUMENTS

EXAM. INIT.		DOCUMENT NUMBER	DATE	COUNTRY CODE	CLASS	SUB CLASS	FILING DATE	ABSTRACT ONLY	ENGLISH LANG (Y/N)
	B6	EP 0 810 438	12/03/1997	EP	G01N	35/10	05/30/1997	N	Y

OTHER ART, JOURNAL ARTICLES, ETC.

EXAM. INIT.	OTHER DOCUMENTS: (Including Author, Title, Date, Relevant Pages, Place of Publication)									
	C1	European Search Report for European Patent Application Serial No. EP 03 02 7083.9, dated July 25, 2005, 3 pgs.								

EXAMINER

DATE CONSIDERED